



JPW

PATENT
Customer No. 22,852
Attorney Docket No. 03495.0320-01000
(Formerly 05394.0011-01000)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

COLE et al.

Application No.: 10/802,796

Filed: March 18, 2004

For: A METHOD FOR ISOLATING A
POLYNUCLEOTIDE OF INTEREST
FROM THE GENOME OF A
MYCOBACTERIUM USING A BAC-
BASED DNA LIBRARY, APPLICATION
TO THE DETECTION OF
MYCOBACTERIA

Group Art Unit: 1634

Examiner: Unassigned

Confirmation No.: 6307

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

A copy of the listed foreign document is attached. Copies of the U.S. patent publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

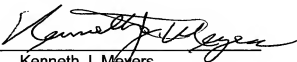
If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: April 21, 2005

By:



Kenneth J. Meyers
Reg. No. 25,146
Phone: (202) 408-4000
Fax: (202) 408-4400
E-mail: ken.meyers@finnegan.com



INFORMATION DISCLOSURE CITATION
(Use several sheets if necessary)

Atty. Docket No. 3495.0320-01 (formerly 5394.0011)	Application No. 10/802,796
Applicant Stewart COLE et al.	
Filing Date March 18, 2004	Group: 1634

U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Date	Name	Class	Sub Class	Filing Date If Appropriate
/J.H./	2003-0198974	Published 10/23/03	Cole et al.			9/30/02
/J.H./	6,183,957	02/06/01	Cole et al.			
/J.H./	6,492,506	12/10/02	Cole et al.			

FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Sub Class	Translation Yes or No
/J.H./	WO99/54487	Oct. 1999	PCT			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Examiner /Julie Ha/	Date Considered 10/3/2007
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	